(3)

C.S.102

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR.

Writ Petition No. 1983 /2004

Writ petition Under Article 226(2) of the Constitution of India.

PETITIONER :: M/s Jeewan Bus Service through Proprietor Surjeet Singh, son of Hakam Singh, aged 45 years, resident of Shukla Colony, Ravi Nagar, Raipur (CG).

P.R. No. 2610/04
Presented by Shri Sanjay Shrivastava
dated 18-1-04

Versus

RESPONDENTS:: 1. The State of Madhya Pradesh, through the Chief Secretary, Vallabh Bhawan, Bhopal (M.P.).

2. The State Transport Authority, Raipur (CG).

3. The State Transport Authority, Moti Mahal, Gwalior (M.P.).

4. The State of Chhattisgarh, through the Secretary, Transport Department, D.K. Bhawan, Raipur (CG).

RECEIVED COPY
19/1/04
Clerk to A.G. Bilaspur

***

1 : Particulars of the petitioner:

As given in the cause title.

2 : Particulars of the respondents :

As given in the cause title.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(37)

आदेश पत्रक

W.P. 1983/04

मामला क्रमांक ..... सन् - 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंन्तिम आदेश

6.8.2004

Petitioner by Shri B. K. Rawat, Advocate.

Shri Naval Kishore Agarwal, Deputy Advocate General for the Respondents No. 2 and 4.

None appears for Respondents No. 1 and 3 in spite of service.

Heard on M(W)P No. 1784/2004, application for grant of ad-interim writ.

The petition of the petitioner is that he is carrying on transport business in the name of M/s Jeewan Bus Service on the strength of permit granted by the transport authorities. The State of Chhattisgarh has formulated the interstate routes vide its Notification dated 14.6.2004 under Section 68 (3) (c-a) of the Motor Vehicles Act including the route "Mandla to Kawardha" and "Mandla to Raipur". In pursuant to that the State Transport Authority Chhattisgarh has granted temporary permits to the petitioner on the route "Kawardha to Mandla" for two return trip daily and on the route "Raipur to Mandla" for four single trip daily under section 87 (1) (c) of the Motor Vehicles Act for the period from 3.7.2004 to 30.9.2004 and from 1.7.2004 to 30.9.2004; copies of the permits have been filed as Annexure P/2 to P/7.

The Secretary, State Transport Authority Chhattisgarh has recommended to the State Transport Authority, Gwalior for counter signature on the temporary permits. Learned counsel for the

[पीछे देखिये

39

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

W.P. 1983/04

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	is suffering but it is a loss to the public revenue also. Therefore, in the given situation it is just and proper to direct the S.T.A. Gwalior to counter sign the temporary permits of the destination for the aforesaid routes. Accordingly S.T.A. Gwalior is directed to countersign the temporary permits. However, the petitioner will deposit the necessary motor vehicle tax and other required taxes as per law regarding operation of the buses in the territory of the State of Madhya Pradesh before the concerned authorities. With the above observations and direction, this petition stands disposed of finally. Certified copy as per Rules. Sd/- L.C. Bhadoo Judge	

[पीछे देखिये